

**BAKER BOTTS LLP**Please type a plus sign (+) inside this box → ☐**TRANSMITTAL  
FORM***(to be used for all correspondence after initial filing)*

|  |                      |                        |                            |
|--|----------------------|------------------------|----------------------------|
| <b>TRANSMITTAL<br/>FORM</b><br><i>(to be used for all correspondence after initial filing)</i> | Application Number   | 09/729,141             |                            |
|  | Filing Date          | December 1, 2000       |                            |
|  | First Named Inventor | Logemann               |                            |
|  | Group Art Unit       | 1652                   |                            |
|  | Examiner Name        | Prouty                 |                            |
| Total Number of Pages in This Submission   |                      | Attorney Docket Number | A29542-FWC-I-R 070037.0195 |

**ENCLOSURES (check all that apply)**

|   |   |  |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment / Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><br><input type="checkbox"/> Extension of Time Request<br><br><input type="checkbox"/> Express Abandonment Request<br><br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br><br>Original US Patent 5,804,184. |
| <b>Remarks</b> <input type="checkbox"/>   |   |  |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|                         |  |   |
|-------------------------|--|---|
| Firm or Individual name | BakerBotts LLP<br>30 Rockefeller Plaza<br>New York, NY 10112 |   |
| Signature               | <i>Carmella L. Stephens</i>                                  | Att Name: Carmella L. Stephens<br>PTO Reg: 41,328 |
| Date                    | June 3, 2004   |   |

**CERTIFICATE OF MAILING**I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this date: 

|                       |                             |      |              |
|-----------------------|-----------------------------|------|--------------|
| Typed or printed name | Carmella L. Stephens        |      |              |
| Signature             | <i>Carmella L. Stephens</i> | Date | June 3, 2004 |

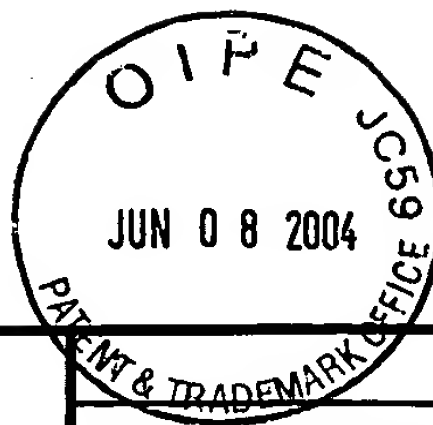


**BAKER BOTTS** LLP

Attorney Docket Number: A29542-FWC-I-R 070037.0195

Title: TRANSGENIC PATHOGEN RESISTANT ORGANISMS

Use Space Below for Additional Information:

**BAKER BOTTS LLP**

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)**0**

Complete if Known

|                      |                            |
|----------------------|----------------------------|
| Application Number   | 09/729,141                 |
| Filing Date          | December 1, 2000           |
| First Named Inventor | Logemann                   |
| Examiner Name        | Prouty                     |
| Art Unit             | 1652                       |
| Attorney Docket No.  | A29542-FWC-I-R 070037.0195 |

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number  
Deposit Account Name

02-4377

Baker Botts LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments☐ Charge any additional fee required under 37CFR 1.16 and 1.17☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

| Large Entity |          | Small Entity |          | Fee Description        | Fee Paid      |
|--------------|----------|--------------|----------|------------------------|---------------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |                        |               |
| 1001         | 770      | 2001         | 385      | Utility filing fee     |               |
| 1002         | 340      | 2002         | 170      | Design filing fee      |               |
| 1003         | 530      | 2003         | 265      | Plant filing fee       |               |
| 1004         | 770      | 2004         | 385      | Reissue filing fee     |               |
| 1005         | 160      | 2005         | 80       | Provisional filing fee |               |
| SUBTOTAL (1) |          |              |          |                        | (\$) <b>0</b> |

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

|                    |  | Extra Claims |   | Fee from below |  | Fee Paid |   |
|--------------------|--|--------------|---|----------------|--|----------|---|
| Total Claims       |  | - 20 =       | 0 | X              |  | =        | 0 |
| Independent Claims |  | - 3 =        | 0 | X              |  | =        | 0 |
| Multiple Dependent |  |              |   | X              |  | =        |   |

| Large Entity |          | Small Entity |          | Fee Description  |
|--------------|----------|--------------|----------|--|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |  |
| 1202         | 18       | 2202         | 9        | Claims in excess of 20                                     |
| 1201         | 86       | 2201         | 43       | Independent claims in excess of 3                          |
| 1203         | 290      | 2203         | 145      | Multiple dependent claim, if not paid                      |
| 1204         | 86       | 2204         | 43       | ** Reissue independent claims over original patent         |
| 1205         | 18       | 2205         | 9        | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$)**0**

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description  | Fee Paid |
|----------|----------|----------|----------|--|----------|
| 1051     | 130      | 2051     | 65       | Surcharge - late filing fee or oath  |          |
| 1052     | 50       | 2052     | 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053     | 130      | 1053     | 130      | Non-English specification  |          |
| 1812     | 2,520    | 1812     | 2,520    | For filing a request for ex parte reexamination                            |          |
| 1804     | 920*     | 1804     | 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805     | 1,840*   | 1805     | 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251     | 110      | 2251     | 55       | Extension for reply within first month                                     |          |
| 1252     | 420      | 2252     | 210      | Extension for reply within second month                                    |          |
| 1253     | 950      | 2253     | 475      | Extension for reply within third month                                     |          |
| 1254     | 1,480    | 2254     | 740      | Extension for reply within fourth month                                    |          |
| 1255     | 2,010    | 2255     | 1,005    | Extension for reply within fifth month                                     |          |
| 1401     | 330      | 2401     | 165      | Notice of Appeal   |          |
| 1402     | 330      | 2402     | 165      | Filing a brief in support of an appeal                                     |          |
| 1403     | 290      | 2403     | 145      | Request for oral hearing   |          |
| 1451     | 1,510    | 1451     | 1,510    | Petition to institute a public use proceeding                              |          |
| 1452     | 110      | 2452     | 55       | Petition to revive - unavoidable   |          |
| 1453     | 1,300    | 2453     | 650      | Petition to revive - unintentional   |          |
| 1501     | 1,330    | 2501     | 665      | Utility issue fee (or reissue)   |          |
| 1502     | 480      | 2502     | 240      | Design issue fee   |          |
| 1503     | 630      | 2503     | 315      | Plant issue fee  |          |
| 1460     | 130      | 1460     | 130      | Petitions to the Commissioner  |          |
| 1807     | 50       | 1807     | 50       | Processing fee under 37 CFR 1.17(q)  |          |
| 1806     | 180      | 1806     | 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021     | 40       | 8021     | 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809     | 770      | 2809     | 385      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810     | 770      | 2810     | 385      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801     | 770      | 2801     | 385      | Request for Continued Examination (RCE)                                    |          |
| 1802     | 900      | 1802     | 900      | Request for expedited examination of a design application                  |          |

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**0**

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)

Carmella L. Stephens

Registration No.  
(Attorney/Agent)

41,328

Telephone 212.408.2539

Signature

Date

June 3, 2004